

# EXHIBIT A

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

ENTROPIC COMMUNICATIONS, LLC,

PLAINTIFF,

vs.

DISH NETWORK CORPORATION, ET AL.,

DEFENDANTS.

CASE NO.:

2:23-CV-01043-JWH-KES

2:23-CV-01049-JWH-KES

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ENTROPIC COMMUNICATIONS, LLC,

PLAINTIFF,

vs.

COX COMMUNICATIONS, INC., ET AL.,

DEFENDANTS.

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REPORTER'S TRANSCRIPT OF REMOTE PROCEEDINGS

FRIDAY, DECEMBER 1, 2023

STENOGRAPHICALLY REPORTED BY:

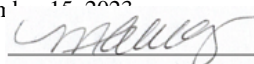
MEGAN F. ALVAREZ, RPR, CSR No. 12470

JOB NO. 6316705

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<p style="text-align: right;">Page 2</p> <p>1 UNITED STATES DISTRICT COURT 2 CENTRAL DISTRICT OF CALIFORNIA 3 SOUTHERN DIVISION 4 5 ENTROPIC COMMUNICATIONS, LLC, 6 PLAINTIFF, CASE NO.: 7 vs. 2:23-CV-01043-JWH-KES 8 DISH NETWORK CORPORATION, ET AL., 9 DEFENDANTS. 2:23-CV-01049-JWH-KES 10 _____/ 11 ENTROPIC COMMUNICATIONS, LLC, 12 PLAINTIFF, 13 vs. 14 COX COMMUNICATIONS, INC., ET AL., 15 DEFENDANTS. 16 _____/ 17 18 19 Hearing, VIA REMOTE COUNSEL, beginning at 20 9:30 a.m. and ending at 10:18 a.m. on Friday, 21 December 1, 2023, before Megan F. Alvarez, RPR, 22 Certified Shorthand Reporter No. 12470. 23 24 25</p>	<p style="text-align: right;">Page 4</p> <p>1 APPEARANCES: (CONTINUED) 2 3 FOR DEFENDANTS: 4 BY: KRISHNAN PADMANABHAN, ESQ. 5 WINSTON &amp; STRAWN LLP 6 200 PARK AVENUE 7 NEW YORK, NEW YORK 10166 8 212.294.6700 9 212.294.4700 FAX 10 KPADMANABHAN@WINSTON.COM 11 AND 12 BY: SARANYA RAGHAVAN, ESQ. 13 WINSTON &amp; STRAWN LLP 14 35 W. WACKER DRIVE 15 CHICAGO, ILLINOIS 60601 16 312.558.5600 17 SRAGHAVAN@WINSTON.COM 18 AND 19 BY: CLAIRE E. DIAL, ESQ. 20 WINSTON &amp; STRAWN LLP 21 800 CAPITOL STREET 22 SUITE 2400 23 HOUSTON, TEXAS 77002 24 713.651.2795 25 CDIAL@WINSTON.COM</p>
<p style="text-align: right;">Page 3</p> <p>1 APPEARANCES: (ALL PARTIES APPEARING VIA VIDEOCONFERENCE) 2 3 BEFORE: DAVID M. KEYSER, SPECIAL MASTER 4 LAW OFFICE OF DAVID KEYSER, P.C. 5 5170 GOLD FOOTHILL PARKWAY 6 EL DORADO HILLS, CALIFORNIA 95762 7 916.243.5259 8 DAVID@KEYZERLAW.COM 9 10 FOR PLAINTIFF: 11 BY: KATHERINE L. ALLOR, ESQ. 12 K&amp;L GATES 13 70 WEST MADISON STREET 14 SUITE 3300 15 CHICAGO, ILLINOIS 60602 16 312.807.4325 17 KATY.ALLOR@KLGATES.COM 18 BY: CHRISTINA N. GOODRICH, ESQ. 19 CASSIDY T. YOUNG, ESQ. 20 K&amp;L GATES 21 10100 SANTA MONICA BOULEVARD 22 EIGHTH FLOOR 23 LOS ANGELES, CALIFORNIA 90067 24 310.552.5547 25 CHRISTINA.GOODRICH@KLGATES.COM</p>	<p style="text-align: right;">Page 5</p> <p>1 APPEARANCES: (CONTINUED) 2 3 FOR DEFENDANTS: 4 BY: DIANA LEIDEN, ESQ. 5 WINSTON &amp; STRAWN LLP 6 333 S. GRAND AVENUE 7 LOS ANGELES, CALIFORNIA 90071.1543 8 213.615.1700 9 213.615.1750 FAX 10 DHLEIDEN@WINSTON.COM 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>

<p style="text-align: right;">Page 18</p> <p>1 burden on its motion for reconsideration. It is well  2 settled that there's no discovery stay order in place.  3 The only entity or person who could enter such an order  4 is the district court judge in this case who has not  5 issued a stay of discovery nor has one been requested.  6 Relevant cases for that are Brotherhood Mutual versus  7 Vinkov, 2021 Westlaw 1152896 C.D. Cal January 13, 2021.  8 And there's a number of other cases on that point.  9 But discovery is open. It has been open for  10 many months now, and there's no stay in place. So  11 that's the point at which everything else flows.  12 In order to bridge the gap between the parties  13 and efficiently resolve this matter, and this is the  14 point at which Comcast and Entropic can reach an  15 agreement, I believe, we propose that Comcast comply  16 with the special master order and discovery obligations  17 after Entropic files its amended complaint on  18 December 8.  19 If there is some need for a meet-and-confer to  20 narrow scope or there's a continuing dispute regarding  21 scope in light of the amended complaint, then that is  22 something, as Mr. Padmanabhan raised, the parties can  23 meet and confer on and then raise that dispute with you.  24 And we may respectfully request that perhaps  25 the parties set a follow-up status conference so that we</p>	<p style="text-align: right;">Page 20</p> <p>1 today. But in terms of what will be filed on  2 December 8th, that will not look radically different in  3 terms of the patents asserted, the claims, and the  4 allegations of willfulness.  5 We will, of course, add to them, but we  6 believe that the discovery that we have served that are  7 the subject of the special master order will remain  8 relevant and appropriate in light of the amendment.  9 With respect to the jurisdictional portion of  10 the judge's order, again, as a reminder, that dates back  11 to ex parte briefing that Entropic had filed far before  12 the briefing on the motions to dismiss themselves, much  13 earlier in the case.  14 And, of course, that was a request for  15 jurisdictional discovery. It did not put in play all  16 discovery in the case. It was an affirmative request  17 for something to delay decision on the motion to dismiss  18 until such time as that discovery had been conducted.  19 We're now at a far different place than we  20 were at the time that ex parte was filed. And so the  21 decision denying the request for jurisdictional  22 discovery in no way effectuates a complete stay of  23 discovery. In fact, it can't. Because we know that  24 Judge Holcomb would have to be the one to issue a  25 discovery stay. He did not do so.</p>
<p style="text-align: right;">Page 19</p> <p>1 can have something on calendar where those disputes can  2 be raised or hopefully there are no disputes and we can  3 move forward.  4 But it is our belief, based on the groundwork  5 from which we view this matter, that because there's no  6 discovery stay in place, discovery remains open. We  7 understand, however, Comcast's concerns and arguments  8 with respect to them not knowing the scope of the claims  9 and what claims will be asserted until we amend. And  10 which is why we are proposing this somewhat of a  11 compromise here.  12 I can tell you, though, we will be reasserting  13 all of the same patents. And it will come as no  14 surprise because I raised this during the prior  15 discovery dispute hearing, that one of the grounds for  16 willfulness, which is on a patent-by-patent basis, is  17 the original filing of the complaint which relevant case  18 law says is sufficient to support allegations of  19 willfulness.  20 So that there's no surprise there, we're not  21 talking about a situation where we're going from 12  22 patents to two patents or we're going from 12 patents to  23 22.  24 There is a separate motion for leave to amend  25 that we had filed that we don't need to discuss here</p>	<p style="text-align: right;">Page 21</p> <p>1 With respect to the relevant case law, the  2 Countrywide case actually supports Entropic's position  3 directly on all fours. In that case it actually was  4 pointing out this distinction that I just made.  5 Magistrate Judge is unable to issue a discovery stay.  6 And so with respect to any action -- and this  7 gets back to the question as to what order you may need  8 to enter versus Judge Holcomb. If there were to be a  9 request for a discovery stay, it would have to be a  10 regularly noticed motion put before Judge Holcomb and  11 not done through this reconsideration route.  12 Let me pause there and ask if you have any  13 questions; if there's anything you would like me to  14 address further.  15 SPECIAL MASTER KEYZER: Sure. Let me just  16 make sure I understand correctly.  17 So the statement, at least from your  18 perspective, the statement in the November 20, 2023,  19 order referring to jurisdictional discovery, was  20 referring to discovery that the plaintiff requested  21 occur before the Court would rule on the motion to  22 dismiss.  23 Is my understanding of your position correct?  24 MS. GOODRICH: Yes, and I believe the ex parte  25 briefing that dates back to the purpose of our ex parte</p>

<p>Page 38</p> <p>1 But one quick question. Is the meet-and-confer, the</p> <p>2 substantive meet-and-confer on the discovery in light of</p> <p>3 the amendment, or is it a meet-and-confer on the</p> <p>4 procedural steps?</p> <p>5 SPECIAL MASTER KEYZER: Meet and confer on the</p> <p>6 substantive --</p> <p>7 MS. GOODRICH: Okay.</p> <p>8 SPECIAL MASTER KEYZER: -- scope of discovery</p> <p>9 that each side feels is permissible. If -- you know,</p> <p>10 whatever the -- whatever the party's positions are on</p> <p>11 how SM-5 should be modified, vacated, whatever the</p> <p>12 parties feel is appropriate based on the amended</p> <p>13 complaint.</p> <p>14 Mr. Padmanabhan?</p> <p>15 MR. PADMANABHAN: I think you proposed a</p> <p>16 meet-and-confer by Thursday the 14th and a status report</p> <p>17 on the 15th?</p> <p>18 SPECIAL MASTER KEYZER: Correct.</p> <p>19 MR. PADMANABHAN: I mean, trying to wrangle</p> <p>20 clients this time of year with one day's time, which is</p> <p>21 hopefully what we would want to do before replying to</p> <p>22 you, is a little difficult.</p> <p>23 SPECIAL MASTER KEYZER: Well, I can give you</p> <p>24 till -- I can give you until Monday.</p> <p>25 MR. PADMANABHAN: Yeah. I think that that</p>	<p>Page 40</p> <p>1 ready, as well as a copy of any rough transcript that</p> <p>2 might be provided to the parties. In short, I just like</p> <p>3 to have a copy of whatever the parties receive from the</p> <p>4 reporter.</p> <p>5 This concludes today's hearing. We're now off</p> <p>6 the record.</p> <p>7 (TIME NOTED: 10:18 a.m.)</p> <p>8 * * * * *</p>
<p>Page 39</p> <p>1 would be helpful. I didn't want to ask much but I just</p> <p>2 think that would be helpful.</p> <p>3 SPECIAL MASTER KEYZER: That's fine. Monday</p> <p>4 by 5:00 p.m. Pacific, December 18th.</p> <p>5 MR. PADMANABHAN: Thank you, Mr. Keyzer.</p> <p>6 SPECIAL MASTER KEYZER: Okay. That would be</p> <p>7 fine.</p> <p>8 Okay. I do believe what I've done</p> <p>9 short-circuits the plaintiff's discussion of the</p> <p>10 infringement contentions at this point, but I think that</p> <p>11 I will be in a better position to address that once we</p> <p>12 have an amended complaint on file.</p> <p>13 So with that said, is there anything further I</p> <p>14 can do today to assist the parties?</p> <p>15 Anything further from the plaintiff?</p> <p>16 MS. GOODRICH: No, not from the plaintiff.</p> <p>17 Thank you.</p> <p>18 SPECIAL MASTER KEYZER: Okay.</p> <p>19 MR. PADMANABHAN: Nothing more from defendant</p> <p>20 Comcast.</p> <p>21 SPECIAL MASTER KEYZER: Okay. Counsel, I</p> <p>22 thank you for your attendance today. Just a moment.</p> <p>23 The parties should please order the transcript</p> <p>24 and split the costs between the parties. Please ensure</p> <p>25 I receive a copy of the final transcript when it is</p>	<p>Page 41</p> <p>1</p> <p>2 CERTIFICATE OF REPORTER</p> <p>3</p> <p>4 I, MEGAN ALVAREZ, a Certified Shorthand</p> <p>5 Reporter, hereby certify that the foregoing proceedings</p> <p>6 were taken in shorthand by me at the time and place</p> <p>7 therein stated, and that the said proceedings were</p> <p>8 thereafter reduced to typewriting, by computer, under my</p> <p>9 direction and supervision;</p> <p>10 And I further certify that I am not of counsel</p> <p>11 or attorney for either or any of the parties to said</p> <p>12 hearing nor in any way interested in the outcome of the</p> <p>13 cause named in said caption.</p> <p>14</p> <p>15 DATED: Decen ' 15 2023</p> <p>16 </p> <p>17 MEGAN F. ALVAREZ</p> <p>18 CSR No. 12470, RPR</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>